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**Kimberly-Clark Corporation**

Neenah, Wisconsin

401 N. Lake Street

Neenah, Wisconsin 54956

Facsimile

JUL 09 2002

Office of Patent Publication
Director's Office

To:	Name Tom Hawkins	Company USPTO	Fax Number 703-305-4372
Subject:	Application Number 09/465,853 filed December 17, 1999 of Laura L. Elsberg et al.; KC Docket Number 15,497 "Disposable Absorbent Articles Having A Fit Panel And An Integrated Waist Adjustment Mechanism"		

From:	Alyssa A. Dudkowski	Page:	1 of 6
Dept:	Legal Department	Date:	July 9, 2002
Loc:	Neenah, Wisconsin	Time:	12:49 PM

Mr. Hawkins,

In response to a Notice of Abandonment, following documents are being faxed to you:

Request For Withdrawal of Abandonment – PTO Has No Evidence That
Mailed Correspondence Received
Statement Attesting To Mailing of PTO Correspondence Under 37CFR§1.8(a)
Copy of Issue Fee Transmittal Mailed November 6, 2001
Copy of PC Master v3.04 Showing Receipt of Postcard 1/9/02

CERTIFICATION OF FACSIMILE TRANSMISSIONI hereby certify that these papers are being transmitted by facsimile to the Patent and Trademark Office
on the date shown below.
Barbara D. MillerJuly 9, 2002

Date

This facsimile is for the use of the addressee only and may contain privileged or confidential information that is exempt from disclosure under law. If you are not the addressee or responsible for delivering it to him or her, please know that dissemination, distribution, or copying of this facsimile is prohibited. If you have received this in error, please telephone us promptly and destroy the original.

If you have a problem with or a question about this facsimile, contact:**Name:** Barbara Miller**Fax:** 920-721-3129**Phone:** 920-721-2414

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Practitioner's Docket No. 15.497

PATENT *

Office of Patent Publication
Director's Office**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Laura L. Elsberg et al. Date: July 9, 2002
Application No.: 09/465,853 Group No.: 3761
Filed: December 17, 1999 Examiner: J. Webb
For: DISPOSABLE ABSORBENT ARTICLES HAVING A FIT PANEL
AND AN INTEGRATED WAIST ADJUSTMENT MECHANISM

Assistant Commissioner for Patents
Washington, D.C. 20231**REQUEST FOR WITHDRAWAL OF ABANDONMENT-- PTO HAS NO EVIDENCE
THAT MAILED CORRESPONDENCE RECEIVED**

NOTE: 37 C.F.R. § 1.8(b) states:

(b) In the event that correspondence is considered timely filed by being mailed ... in accordance with paragraph (a) of this section, but not received in the Patent and Trademark Office, and the application is held to be abandoned or the proceeding is dismissed, terminated, or decided with prejudice, the correspondence will be considered timely if the party who forwarded such correspondence:

- (1) Informs the Office of the previous mailing ... of the correspondence promptly after becoming aware that the Office has no evidence of receipt of the correspondence;
- (2) Supplies an additional copy of the previously mailed ... correspondence and certificate; and
- (3) Includes a statement which attests on a personal knowledge basis or to the satisfaction of the Commissioner to the previous timely mailing...

REQUEST

1. Applicant requests that the abandonment in this case be withdrawn.

PROMPTNESS OF THIS SUBMISSION

This information is being submitted promptly after applicant has learned of the abandonment on the basis of:

- ☒ the Notice of Abandonment mailed by the PTO on May 17, 2002
☐ applicant's own procedures in monitoring the progress of this case.

SUBMISSION

2. Submitted herewith is:

(check and complete each appropriate item below)

☒ A copy of the page of the response mailed on November 6, 2001, showing a Certificate of Mailing executed on November 6, 2001.

☒ A copy of the Kimberly-Clark's PCMaster v3.04 - Master Data Center print screen indicating the USPTO postcard receipt stamp dated January 9, 2002. (Postcard has been separated from the file).

NOTE: "A post card receipt which itemizes and properly identifies the papers which are being filed serves as prima facie evidence of receipt in the PTO of all the items listed thereon on the date stamped thereon by the PTO." § 503, M.P.E.P., 7th Edition.

☒ A copy of the complete response previously filed (i.e., the Issue Fee Transmittal).

☐ A copy of the cancelled check(s) referring to the response identified above.

☐ A copy of the attorney's Deposit Account Statement, in which the item corresponding to the response referred to above is noted.

STATEMENT

3. Attached hereto is a statement attesting to the timely transmission of the correspondence referred to above based on:

☒ personal knowledge

☐ a showing believed to be satisfactory to the Commissioner

4. Please proceed with further examination of this application on the basis of:

☐ The original papers filed, which have now reached the appropriate area of the PTO.

AND/OR

☒ The attached copy of the papers originally filed.

REQUEST FOR WITHDRAWAL OF ABANDONMENT

5. Acknowledgement of the active status of this application is respectfully requested.

Alyssa A. Dudkowski

Alyssa A. Dudkowski, Reg. No.: 40,596

Tel. No.: (920) 721-2433

401 N. Lake Street

Neenah, WI 54957-0349

Customer No.: 23556

FORM 8-2.1 Statement Attesting to Mailing of PTO Correspondence under 37 C.F.R. § 1.8(a)

Practitioner's Docket No. 15,497

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE


In re application of: Laura L. Elsberg et al.

Application No.: 09/465,853

Group No.: 3761

Filed: December 17, 1999

Examiner: J. Webb

For: DISPOSABLE ABSORBENT ARTICLES HAVING A FIT PANEL AND AN
INTEGRATED WAIST ADJUSTMENT MECHANISMAssistant Commissioner for Patents
Washington, D.C. 20231**STATEMENT ATTESTING TO MAILING OF P.T.O. CORRESPONDENCE UNDER 37 C.F.R. § 1.8(a)**I state that on **November 6, 2001**, I mailed the original of the attached copy of**Issue Fee Transmittal****Dated November 6, 2001**and Certificate of Mailing by first class mail, with sufficient postage, in an envelope addressed to the
Assistant Commissioner for Patents, Washington, D.C. 20231.
Barbara D. Miller

Date: July 9, 2002

Complete and mail this form, together with applicable fees, to:

Box ISSUE FEE
Assistant Commissioner for Patents
Washington, D.C. 20231

MAILING INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE. Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Issue Fee Receipt, the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1)

QM12/0919

JEFFREY B CURTIN
KIMBERLY-CLARK WORLDWIDE INC
401 NORTH LAKE STREET
NEENAH WI 54956

Note: The certificate of mailing below can only be used for domestic mailings of the Issue Fee Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing.

Certificate of Mailing

I hereby certify that this Issue Fee Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Box Issue Fee address above on the date indicated below.

Barbara D. Miller

(Depositor's name)



(Signature)

November 6, 2001

(Date)

APPLICATION NO.	FILING DATE	TOTAL CLAIMS	EXAMINER AND GROUP ART UNIT	DATE MAILED
09/465,853	12/17/99	044	WEBB, J	3761 09/19/01
First Named Applicant	ELSBURG,	35 USC 154(b) term ext. = 0 Days.		

TITLE OF INVENTION DISPOSABLE ABSORBENT ARTICLES HAVING A STRECH PANEL AND AN INTEGRATED WAIST SIZE ADJUSTMENT MECHANISM

ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPLN. TYPE	SMALL ENTITY	FEE DUE	DATE DUE
0 15497	604-386.000	M16	UTILITY	NO	\$1240.00	12/19/01

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363). Use of PTO form(s) and Customer Number are recommended, but not required.

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47) attached.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. Jeffrey B Curtin

2. _____

3. _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)
PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the PTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Kimberly-Clark Worldwide

(B) RESIDENCE: (CITY & STATE OR COUNTRY)

Neenah, Wisconsin 54956

Please check the appropriate assignee category indicated below (will not be printed on the patent)

... individual

☒ corporation or other private group entity☐ government

4a. The following fees are enclosed (make check payable to Commissioner of Patents and Trademarks):

☐ Issue Fee☐ Advance Order - # of Copies _____

4b. The following fees or deficiency in these fees should be charged to:

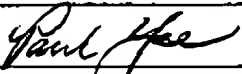
DEPOSIT ACCOUNT NUMBER 11-0875

(ENCLOSE AN EXTRA COPY OF THIS FORM)

☒ Issue Fee☒ Advance Order - # of Copies 1

The COMMISSIONER OF PATENTS AND TRADEMARKS IS requested to apply the Issue Fee to the application identified above.

(Authorized Signature)



(Date)

6 Nov 01

NOTE: The Issue Fee will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the Patent and Trademark Office.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending on the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND FEES AND THIS FORM TO: Box Issue Fee, Assistant Commissioner for Patents, Washington D.C. 20231

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TRANSMIT THIS FORM WITH FEE

PCMaster v3.00 - Master Data Center - [Patent]

Office

Microsoft

Docket Number: 15497
 Country: United States
 Case Type: Regular
 Relation Type: CPA-Continuing Prosecution Appl
 Filing Type: National
 Filing Number:

Attorney: DUDKOWSKI AA
 O.C. Handling:
 Parent Division: INFANT CARE
 Client Division: INFANT CARE
 Current Owner: KIMBERLY-CLARK WORLDWIDE
 Remarks:

DISPOSABLE ABSORBENT ARTICLES HAVING A STRETCH PANEL AND AN INTEGRATED WAIST SIZE

Expenses	Inventors	Licenses	Title	Text
Filing Data	Related Party Info	CNA	Actions	Description
Action	Action Due Date	Taken Date	Completed Date	Action Notes
Issue Fee Due	19DE2001		09JA2002	
Issue Check	09AP2002			
*				

Created: 06SE2001 Updated: 06JE2002 8:19 AM By: KRB

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